

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JORDAN SMITH,
Petitioner,

v.

F. FOULK,
Respondent.

Case No. [16-cv-00500-WHO](#) (PR)

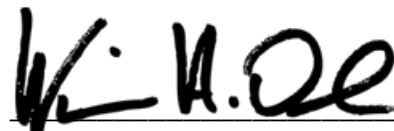
ORDER OF DISMISSAL

Petitioner Jordan Smith has not complied with the Court's order to (1) file a complete application to proceed *in forma pauperis* ("IFP"), or (2) pay the full filing fee of \$5.00. Accordingly, this federal habeas action is DISMISSED without prejudice for failing to respond to the Court's order, and for failure to prosecute, *see* Fed. R. Civ. P. 41(b). Because this dismissal is without prejudice, Smith may move to reopen the action. Any such motion **must** contain (1) a complete IFP application, **or** (2) full payment for the \$5.00 filing fee.

The Clerk shall enter judgment in favor of respondent, and close the file.

IT IS SO ORDERED.

Dated: March 8, 2016



WILLIAM H. ORRICK
United States District Judge